THE KING'S HOUSE

June 7th, 2022

On Behalf Of:

The Miskitu Government-in-Exile and Miskitu Peoples

To:

International Court of Justice **C/O Judge Julia Sebutinde** **Peace Palace** **Carnegieplein 2** **2517 KJ The Hague** **The Netherlands** **Tele: +31 70 302 23 23** **Email: information@icj-cij.org**	**International Criminal Court** **Oude Waalsdorperweg 10,** **2597 AK Den Haag,** **Netherlands** **Email: enquiry@icc-cricket.com** **information@icj-cij.org.**

Ref: The Inherent Right of the Miskitu Government in Exile to Litigate the Right to Nullify British Colonial Treaties involving the Miskitu Kingdom and to Secure International Prosecution of Crimes against Humanity against the Republics of Honduras and Nicaragua, President Daniel Ortega, and Vice-President Rosario Murillo.

To: (ICJ) The Honorable Judge Julia Sebutinde and the International Criminal Court

As the Matriarch of the Miskitu Nation and a member of the Miskitu Royal Family it is my direct and personal request to each of you, Sworn before those whom bear witness of my words to you in order for our Miskitu Peoples to be free us from the colonial treaties of Honduras and Nicaragua it is our demand that the British Royal Family in Association with the Roman Catholic Church and the Archbishop of Canterbury to abolished all colonial treaties and Papal decrees on the basis that have never complied with, nor do these ancient treaties conform to international law.

As the legitimate and hereditary Miskitu governance, it is our strongest demand that the British Royal Family in association with the Papal Decree of the

Catholic Church in association with Protestant Anglican Church of England that both condoned conquest and subjugation of our People that were made in bad faith be declared legally null and void and invalidated from the very beginning of their inception and application placing the burdens of colonial sufferings, torture, genocide, enslavement, and the seizures of our natural resources upon our Peoples to this very day.

We are attaching twp evidentiary videos of the atrocities which are being committed by the Republics of Honduras[1] and Nicaragua[2] who have invaded our territories with death and destruction by sending their colonists into our territories. The evidence speaks for itself.

International Criminal Court Jurisdiction

The International Criminal Court ("the Court") is a permanent institution and shall have the power to exercise its jurisdiction over persons for the most serious crimes of international concern, as referred to in this Statute, and shall be complementary to national criminal jurisdictions under the Doctrine of universal jurisdiction.

The principle of universal jurisdiction provides for a state's jurisdiction over crimes against international law even when the crimes did not occur on that state's territory, and neither the victim nor perpetrator is a national of that state. The principle allows national courts in third countries to address international crimes occurring abroad, to hold perpetrators criminally liable, and to prevent impunity.

The Republic of Nicaragua has not signed or ratified the Rome Status Statute and will seek immunity from prosecution for the torture, genocide, illegally seizing Miskitu natural resources, and Extrajudicial executions of the Miskitu Peoples on behalf of President Daniel Ortega and his wife Vice President Rosario Murillo. However, the Republic of Nicaragua is a member of the Organization of American States under the jurisdiction of the IACHR.

The Republic of Honduras deposited its instrument of accession to the Rome Statute on 1 July 2002 and upon learning the identities of the Honduran officials who ordered military helicopters to murder innocent unarmed Miskitu people the Miskitu Government in Exile seeks their prosecution in the ICC.

The international Court of Justice (ICJ) is a civil court that hears disputes between countries. The ICJ has compulsory jurisdiction.

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[1] **Honduran Helicopter indiscriminately firing weapons to murder our villagers.**

[2] **Nicaraguan Colonists butchering our people as if they are cannibals.**

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The Miskitu Government in Exile makes submission to the ICC and ICJ our claims as the de facto hereditary and traditional representation of the Miskitu Peoples and Territories seeking on our behalf, international prosecution against President Daniel Ortega, and Vice-President Rosario Murillo who have perpetrated torture and genocide against our peoples with impunity or in the alternative to compel the government of Nicaragua to arrest and prosecute these individuals under

Previous International Complaints

We had previously filed an ISCHR Complaint on July 13, 2021 CIDH – P-2018-2; a Request for International Intervention on August 30, 2021 and a second formal IACHR complaint Número: MC-1039-21 with evidentiary photographic exhibits, videos and testimonials, which was later denied without any comment on the supportive evidence.

The Miskitu Government in Exile alleges grave crimes of genocide, torture threaten the peace, securing and well-being of the Miskitu Peoples perpetrated by the Republics of Honduras, Nicaragua, President Daniel Ortega and his wife Vice-President

Previous Treaties Recognizing the Mosquito Coast's sovereignty.

The Clayton-Bulwer Treaty[3] 1850 – Article 1 – in pertinent part states: *The governments of the United States and Great Britain hereby declare, that neither the one nor the other will ever obtain or maintain for itself any exclusive control over the said ship canal; agreeing that neither will ever erect or maintain any fortifications commanding the same or in the vicinity thereof, or occupy, or fortify, or colonize, or assume or exercise any dominion over Nicaragua, Costa Rica, the Mosquito coast, or any part of Central America; nor will either make use of any protection which either affords or may afford, or any alliance which either teas or may have, to or with any State or people, for the purpose of erecting or maintaining any such fortifications, or of occupying, fortifying, or colonizing Nicaragua, Costa Rica, the Mosquito coast, or any part of Central America, or of assuming or exercising dominion over the same; nor will the United States or Great Britain take advantage of any intimacy, or use any alliance, connection, or influence that either may possess, with any State or government through whose*

[3]**https://www.oas.org/sap/peacefund/belizeandguatemala/timelinedocuments/TheClayton-BulwerTreaty-English.pdf**

territory the said canal may pass, for the purpose of acquiring or holding, directly or indirectly, for the citizens or subjects of the one, any rights or advantages in regard to commerce or navigation through the said canal which shall not be offered on the same terms to the citizens or subjects of the other.

This treaty is conclusive evidence that *Great Britain and the United States had relinquished all rights to the Mosquito Coast's* or acting on our nation's behalf internally or internationally.

Great Britain in direct contravention to this treaty regarding Mosquito Sovereignty continually interfered on Nicaragua's behalf without the consent of the Mosquito governance, and again in 1881 Great Britain in direct contravention to the Clayton-Bulwer treaty illegally betrayed and relinquished more of our Mosquito Coast's sovereignty with no international authority to do so or act on our behalf in any capacity, in pertinent part:

"The question was referred for arbitration to the Emperor of Austria, Franz Joseph I, whose award, published on 2 July 1881, upheld the contention of the native inhabitants, and affirmed that the suzerainty of Nicaragua was limited by the reservation's right of self-government.[4][4]

We, Francis Joseph the First, by the grace of God, Emperor of Austria, King of Bohemia, &c., and Apostolic King of Hungary:

Whereas the Government of Her Britannic Majesty and the Government of Nicaragua have consented to submit to our arbitration the question in dispute between them of the interpretation of certain articles of the treaty of Managua, signed on the 28th January 1860, and whereas we declared ourselves willing to accept the office of arbitrator in this matter, we have come to the following decision, based on one of the three legal opinions which were drawn up and submitted to us at our request:

ARTICLE I. - The sovereignty of the Republic of Nicaragua, which was recognized by Articles I. and II. of the Treaty of Managua of the 28th January 1860, is not full and unlimited with regard to the territory assigned to the Mosquito Indians, but is limited by the self-government conceded to the Mosquito Indians in Article III. of this treaty.

[4] **https://legal.un.org/riaa/cases/vol_XXVIII/167-184.pdf**

Therefore, we respectfully request that both the International Criminal Court and the International Court of Justice recognize our sovereign right to exist as a nation and recognize our hereditary and traditional governance of the Miskitu People and territories and in the furtherance of our claims rule that any and all colonial treaties and/or agreements known and unknown regarding our territories and peoples be ruled as null and void re-establishing our international position of the legitimate governance of the Miskitu Kingdom .

Upon recognition of our governance we further request the prosecution of those individuals representing the Republic of Honduras and Nicaragua who engaged and/or ordered such horrendous crimes of genocide, torture and other crimes against humanity against our people, removing their colonists from our territories **so that we can restore Peace and protect our families from the extreme harm and suffering that your British treaties with Honduras and Nicaragua have caused our Peoples.**

As Sewn to, **in the year of our Lord, on this 7th day of June, 2022, in the 66th year of my service and rule.**

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Reverend Josephenie Hendy Clarence Robertson M.T.T.
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Attachments: TWO Evidentiary Videos

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And,

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